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PATENT APPLICATION

ATTORNEY DOCKET NO. 10010812-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Wenting Tang et al.

Confirmation No.: 5913

Application No.: 09/880631

Examiner: TODD, Gregory G.

Filing Date: June 12, 2001

Group Art Unit: 2157

Title: Method And System For A Modular Transmission Control Protocol (TCP) Rare-handoff Design In A Streams Based Transmission Control Protocol Internet Protocol (TCP/IP) Implementation

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner, date, April 30, 2008, rejecting the following claims 1-37

- ☒ The fee for filing this Notice of Appeal is ~~\$542.00~~ ^{10.00 (Difference between price increase and former NOA fee paid.)} (37 CFR 41.20). *This notice of appeal reinstates the Appeal after the Examiner has re-opened prosecution.*
- ☐ No Additional Fee Required.

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- ☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☒ 1st Month
\$120

☐ 2nd Month
\$460

☐ 3rd Month
\$1050

☐ 4th Month
\$1840

- ☐ The extension fee has already been filed in this application

- ☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of ~~\$120.00~~ ^{\$130.00}. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

- ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit:

OR

- ☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (577) 273-8300.

Date of facsimile: September 2, 2008

Typed Name: Eileen Lehmann

Signature: _____

Respectfully submitted,

Wenting Tang et al.

By

Eileen Lehmann

Eileen Lehmann

Attorney/Agent for Applicant(s)

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